



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION III

**FOUR PENN CENTER – 1600 JOHN F. KENNEDY BLVD.
PHILADELPHIA, PENNSYLVANIA 19103-2852**

VIA ELECTRONIC MAIL

Mr. Lester Lanman, Director
Department of Public Works
Camp Hill Borough
2145 Walnut Street
Camp Hill, PA 17011
llanman@camphillborough.com

Re: Warning Letter: Notice of Potential Noncompliance

Dear Mr. Lester Lanman:

The United States Environmental Protection Agency, Region III (“EPA”) is sending this Notice of Potential Noncompliance to Camp Hill Borough in response to potential violations identified by EPA during the April 21, 2022, inspection the EPA conducted of Camp Hill Borough (“Borough”). The purpose of the inspection was to observe the Borough’s compliance with the Pennsylvania General Permit for Stormwater Discharges from Small Municipal Separate Storm Sewer Systems (MS4s) which was effective on March 16, 2018 and the Borough applied for coverage with a Notice of Intent submitted to the Pennsylvania Department of Environmental Protection (PA DEP).

Section 301 of the CWA, 33 U.S.C. § 1311 prohibits the discharge of any pollutant from a point source to a water of the United States except, among other things, in compliance with an NPDES permit issued pursuant to Section 402 of the CWA, 33 U.S.C. § 1342. Section 402(a) of the Act, 33 U.S.C. § 1342(a), which provides that the Administrator of EPA may issue permits under the NPDES program for the discharge of pollutants from point sources to waters of the United States. Section 402(p) addresses discharges of stormwater from certain facilities, including discharges associated with industrial activity. The discharges are subject to specific terms and conditions as prescribed in the permit.

During the inspection, EPA identified the following potential violations of the Permit and the CWA:

1. Potential Violation 1 – Failure to Conduct Good Housekeeping - During the inspection of the Public Works Facility, the EPA Inspection Team observed several piles of sand, gravel, and road materials in the bulk storage area with no visible controls to prevent

migration. There appeared to be migration of sand within the bulk storage area. This is a potential violation of:

- a. **MCM 6 Best Management Practice (BMP) 2 of the General Permit** states “The written O&M program shall stress pollution prevention and good housekeeping measures, contain site-specific information, and include the following: ... Controls for reducing or eliminating the discharge of pollutants from streets, roads, highways, municipal parking lots, maintenance and storage yards, waste transfer stations, fleet or maintenance shops with outdoor storage areas, salt / sand (anti-skid) storage locations and snow disposal areas...”
 - b. Page 13 of the 2021 Camp Hill Operations and Maintenance Manual informs the borough that “When bulk materials are stored outside, they are stored in areas with berms or curbs to prevent stormwater runoff.”
2. Potential Violation 2- Failure to Address Dry Weather Flows – In the Annual Report submitted by the Borough, the 2020 dry weather screening forms noted that Outfalls #5 and 8 were identified as having no flow. However, photographs taken during the screening appear to show a flow from these outfalls. This is a potential violation of:
- a. **MCM #3, BMP#1 of the General Permit** requires “The program shall include dry weather field screening of outfalls for non-stormwater flows, and sampling of dry weather discharges for selected chemical and biological parameters. Test results shall be used as indicators of possible discharge sources. Procedures for identifying the source of an illicit discharge when a contaminated flow is detected at a regulated small MS4 outfall. Procedures for eliminating an illicit discharge.”
3. Potential Violation 3 – Failure to Maintain Post Construction BMPs - During the inspection, the EPA Inspection Team observed erosion behind the inflow pipe at the Schafer Park BMP. This is a potential violation of:
- a. **MCM #5, BMP #3 of the General Permit** requires municipalities to “Ensure adequate O&M of all post-construction stormwater management BMPs that have been installed at development or redevelopment projects that disturb greater than or equal to one acre...”

EPA is aware that Potential Violation 2 identified above is being addressed by the Borough. The Borough informed EPA that “The outfalls should [be] screened again during a time that is more than 72 hours since the last rainfall. If flows are still noted during the reinspection, or any unusual odor, sheen, or other signs of contamination, sampling and additional investigation should be performed. The Camp Hill Stormwater Authority has recently awarded a contract to a pipe inspection contractor to inspect all storm sewer pipes within the Borough’s system...” For Potential Violation #2, please provide EPA with the results of the screening of these outfalls, and the storm sewer system pipe inspections.

Please provide EPA with documentation of any actions that the Borough has taken in relation to potential violations #1 and #3. All documentation regarding these areas of potential

non-compliance should be sent to EPA **within 30 days of receipt of this letter**. Please email all information to:

Peter Gold (3ED32)
NPDES Section, Water Branch
Enforcement and Compliance Assurance Division
U.S. Environmental Protection Agency
4 Penn Center
Philadelphia, PA 19103-2029
Gold.peter@epa.gov

This Warning Letter/Notice of Potential Noncompliance is not an agency final action, and EPA retains all rights to pursue future enforcement actions if you fail to address these potential violations in a timely and appropriate manner. If you have information that shows that you were in compliance with the potential violations identified above at the time of the inspection or you have addressed the areas of potential violations, within 14 days of receipt of this letter, please provide that information to the contact above. If you have any questions or concerns, please contact Peter Gold, at (215) 814-5236 or Gold.peter@epa.gov.

Sincerely,

Jessica Duffy, Acting Section Chief
NPDES Section
Enforcement and Compliance Assurance Division

Cc: Angela Weisel, EPA (weisel.angela@epa.gov)